UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

TERRELL DEVON WILLIAMS	:	DOCKET NO. 2:07 CV 0485
VS.	:	JUDGE MINALDI
JOE YOUNG	:	MAGISTRATE JUDGE KAY

MEMORANDUM ORDER

Before the Court is a Motion for Reconsideration, [doc. 35], filed by the plaintiff Terrell

Devon Williams (hereinafter "Williams"). On April 11, 2008, this Court denied William's

Motion to Appoint Counsel, [doc. 31], because the plaintiff's motion to proceed *in forma*

pauperis was previously denied.
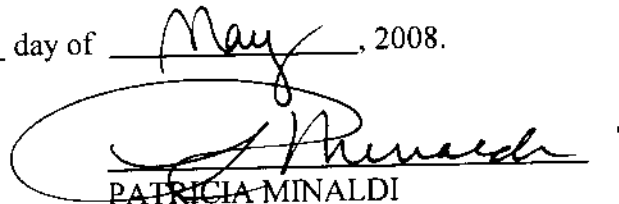
In his Motion for Reconsideration, Williams states he is willing to pay for his

representation up to $5,000 through CJA Appointment CJA 20 Voucher, but requests this Court

appoint an attorney pursuant to 18 U.S.C. § 3006A(f) because he does not have the resources to

find an attorney due to his incarceration. Williams argues that "it would be much easier and

quicker due to the time limits" for the Court to appoint counsel and have Williams reimburse the

Registry of the Court for the appointed counsel.

The Criminal Justice Act of 1964, 18 U.S.C. § 3006A, only requires the court appoint

counsel when the defendant is financially unable to obtain counsel. *United States v. Foster*, 867

F.2d 838, 841 (5th Cir. 1989); *see also De La Fe v. United States*, 413 F.2d 543, 544 (C.A. Fla.

1969) (finding that the burden of appointing counsel "only attaches upon representation of an

individual that he is indigent and that he wishes an attorney"). Because the Court has previously

ruled that Williams is financially able to obtain counsel, and Williams himself admits he is

financially able to obtain counsel, this Court has no obligation to appoint counsel pursuant to 18

U.S.C. § 3006A; accordingly,

IT IS ORDERED that Williams' Motion for Reconsideration, [doc. 35], is hereby

DENIED.

Lake Charles, Louisiana, this __19__ day of ___May___, 2008.

PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE